

Application No. : 09/815,982
Filed : March 22, 2001

REMARKS

Claims 1-8, 10-14, 19-24, 36, 38 and 41-58 were pending in the application. By this paper, Applicant has canceled Claims 7, 45-48, 51-52, and 56-58 without prejudice and added new Claims 59-66. Accordingly, Claims 1-6, 8, 10-14, 19-24, 36, 38, 41-44, 49-50, 53-55, and 59-66 are presented herein for examination.

Applicant notes in passing that Examiner's form PTOL-326 seemingly does not account for Claims 7 and 45. Applicant herein assumes Claim 7 to be rejected given Examiner's statement on Page 2 of the Office Action. Applicant also considers Claim 45 to be rejected per its teleconference with the Examiner on August 29, 2007 wherein the Examiner stated the same.

Allowed Claims

Per page 4 of the Office Action, Claims 1-6, 8, 10-14, 19-24, 36, 38, 41-44, 49-50, and 53-55 stand allowed.

Objected-to and New Claims

Per Page 4 of the Office Action, the Examiner also stated that Claims 47-48 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Accordingly, Applicant has recast Claim 47 in independent form including all of the limitations of the base claim and any intervening claims, as new Claim 59. Applicant respectfully submits that Claim 59 as presented herein is in condition for allowance.

New Claim 60 corresponds to previously objected-to Claim 48. Applicant submits that since new Claim 60 depends from new Claim 59, it is likewise in condition for allowance.

New Claim 61 corresponds generally to the subject matter of allowed Claim 1.

New Claim 62 corresponds generally to the subject matter of allowed Claim 8.

New Claim 63 corresponds generally to the subject matter of allowed Claim 19.

New Claim 64 corresponds generally to the subject matter of allowed Claim 36.

New Claim 65 corresponds generally to the subject matter of allowed Claim 38.

New Claim 66 corresponds generally to the subject matter of allowed Claim 49.

Application No. : 09/815,982
Filed : March 22, 2001

Applicant respectfully submits that each of the foregoing new claims add no new matter, and are novel and non-obvious over the art of record (and hence also in condition for allowance).

Other Remarks

5 Applicant hereby specifically reserves the right to prosecute claims of different or broader scope in a continuation or divisional application.

Applicant notes that any claim cancellations or additions made herein are made solely for the purposes of more clearly and particularly describing and claiming the invention, and not for purposes of overcoming art or for patentability. The Examiner should infer no (i) adoption of a
10 position with respect to patentability, (ii) change in the Applicant's position with respect to any claim or subject matter of the invention, or (iii) acquiescence in any way to any position taken by the Examiner, based on such cancellations or additions.

Furthermore, any remarks made with respect to a given claim or claims are limited solely to such claim or claims.

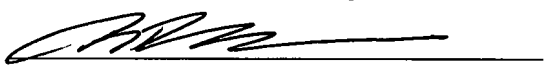
15 If the Examiner has any questions or comments that may be resolved over the telephone, he/she is requested to call the undersigned at (858) 675-1670.

Respectfully submitted,

20 GAZDZINSKI & ASSOCIATES

Dated: September 10, 2007

By:


Robert F. Gazdzinski
Registration No. 39,990
11440 West Bernardo Court, Suite 375
San Diego, CA 92127
Telephone No.: (858) 675-1670
Facsimile No.: (858) 675-1674